

STEVEN J. ROTHANS – State Bar No. 106579
JILL WILLIAMS – State Bar No. 221793
CARPENTER, ROTHANS & DUMONT
888 S. Figueroa Street, Suite 1960
Los Angeles, CA 90017
(213) 228-0400 / (213) 228-0401 [Fax]
srothans@crdlaw.com / jwilliams@crdlaw.com

Attorneys for Defendants,
City of El Segundo (also erroneously sued herein as
“El Segundo Police Department”), Chief Mitch Tavera,
Lt. Ray Garcia, Sgt. Janet Garza, Officer Erik Atkinson,
and Officer Jeffrey Humphrey

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JEFFREY SIMONEK,
Plaintiff,

vs.

CITY OF EL SEGUNDO; EL
SEGUNDO POLICE DEPARTMENT,
MITCH TAVERA, Chief of Police of
the El Segundo Police Department;
ERIC ATKINSON; JANET GARZA;
RAY GARCIA; JEFFREY
HUMPHREY; GREG BURNER;
KELLY BURNER; EL SEGUNDO
SCHOOL DISTRICT, and DOES 1
through 10, inclusive,

Defendants.

Case No.: CV15-9190 JAK (ASx)

**SECOND STIPULATION TO
EXTEND TIME TO RESPOND TO
COMPLAINT FOR DAMAGES**

Discovery Cut-Off: Not set
Final Pre-Trial Conf.: Not set
Trial: Not set

IT IS HEREBY STIPULATED by and among the parties to this action,
through their counsel of record, as follows:

1. On November 25, 2015, the plaintiff filed the Complaint in this
action.

2. Defendant Chief Mitch Tavera was served with the Complaint on
February 11, 2016. The other City of El Segundo defendant officers (Lt. Ray
Garcia, Sgt. Janet Garza, Officer Erik Atkinson and Officer Jeffrey Humphrey)

SECOND STIPULATION TO EXTEND TIME TO RESPOND
TO SECOND AMENDED COMPLAINT

1 were served in the days thereafter. Pursuant to Federal Rules of Civil Procedure,
2 Rule 15(a)(3) and 5(a)(1)(C), Chief Tavera's deadline to file a responsive pleading
3 is Thursday, March 3, 2016.

4 3. On February 25, 2016, counsel for the City of El Segundo defendants
5 sent a letter to plaintiff's counsel advising of their intent to file a Motion to
6 Dismiss and outlining the bases for that motion, as required by Central District
7 Local Rule 7-3.

8 4. On February 26, 2016, plaintiff's counsel responded to the meet and
9 confer letter and advised that the plaintiff would be filing an amended complaint.
10 On March 1, 2016, plaintiff's counsel advised that an amended complaint would
11 be filed on March 7, 2016.

12 5. To avoid needless law and motion, following a stipulation of the
13 parties, the Court issued an order extending the deadline for the City of El Segundo
14 defendants to respond to the Complaint from March 3, 2016, to March 21, 2016.
15 See 3/4/16 Order (Doc. 13).

16 6. As of the date of this stipulation, the plaintiff has not filed an
17 amended pleading, due to various personal issues that have arisen with plaintiff's
18 counsel. Because the plaintiff still intends to file an amended complaint and the
19 parties are desirous of avoiding needless law and motion, the parties stipulate to
20 further extend the City of El Segundo defendants' deadline to respond to the
21 Complaint from March 21, 2016, to April 4, 2016. If the plaintiff files an amended
22 complaint, these defendants' deadline to respond to that complaint shall be 21 days
23 from the date the amended complaint is filed.

24
25 ///

26 ///

27 ///

1 IT IS SO STIPULATED.

2
3 DATED: March 21, 2016

LAW OFFICE OF STEFFENY HOLTZ

4 /s/ *Steffeny Holtz*

5 By: _____

6 Steffeny Holtz, Esq.
7 Attorneys for Plaintiff

8 DATED: March 21, 2016

CARPENTER, ROTHANS & DUMONT

9 /s/ *Jill Williams*

10 By: _____

11 Steven J. Rothans, Esq.
12 Jill Williams, Esq.
13 Attorneys for Defendants,
14 City of El Segundo, Chief Mitch Tavera, Lt.
15 Ray Garcia, Sgt. Janet Garza, Officer Erik
16 Atkinson and Officer Jeffrey Humphrey